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August 18, 1988

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Stephen R. Wassersug, Director
Hazardous Waste Management Division
United States Environmental
Protection Agency
841 Chestnut Building
Philadelphia, PA 19107

RE: Tonolli Corporation Site, Carbon County
3HW12

Dear Mr. Wassersug:

Please be advised that this office is general counsel to the Bridon American Corporation. I have just reviewed your letter under date of August 12, 1988, addressed to Bridon concerning the allegedly hazardous condition existing at the Tonolli site and suggesting that Bridon voluntarily agree to participate in remedial investigation and feasibility studies concerning cleanup.

We did respond to the first communication we received concerning this problem under date of July 8, 1988. However, that correspondence was received from Bruce P. Smith of your office and suggested a response to one, Christopher P. Thomas. We did respond under date of July 14, 1988, and I am enclosing herewith a copy of that letter. Your most recent correspondence indicates that Bridon transported scrap batteries for treatment to the Tonolli site. Bridon is in the business of fabricating and selling wire rope and has nothing to do with batteries, so that is an unfortunate misstatement of fact.

As we indicated to you in our initial correspondence approximately eight years ago Bridon entered into an arrangement with Tonolli to reclaim lead from the residue of its

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Stephen R. Wassersug, Director
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heat treatment furnace. Tonolli was to take material and reclaim the lead on a salvage basis. Material was sent to Tonolli over a short period of time on an experimental basis and was then discontinued.

Unfortunately Bridon has closed several operations since that time and in the process of transferring records, some materials have obviously been misplaced or lost.

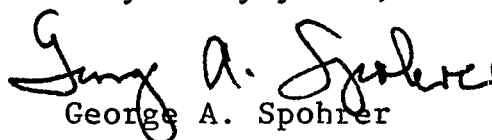
I cannot put my client in the position of voluntarily agreeing to participate in investigation or cleanup without some knowledge of the facts concerning the dates, nature and extent of dropping material that was transported to Tonolli. I was hopeful that your office would be able to supply this requested information so that I can intelligently advise my client.

If you can supply us with the requested information based on the facts, Bridon may well decide to participate in sharing expenses on a pro rata basis. This would appear to be somewhat advantageous rather than incurring the risk of litigation, since your tentative report indicates that Bridon is only responsible for .0173 of whatever materials are in existence.

I would really appreciate a response from your office to my letter of July 14, 1988.

Thank you for your further cooperation in this matter.

Very truly yours,


George A. Spohrer

GAS/sl
Enclosure
cc: Larry Drummond

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